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IIN

HUDSON 208

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Kevin Zugibe, et al.
Serial No. : 10/730,791
Filed : December 9, 2003
For : METHOD AND APPARATUS FOR OPTIMIZING
REFRIGERATION SYSTEMS
Art Unit : 3744
Customer No. : 10037

December 9, 2004

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO REVIVE

In response to the Notice of Abandonment Under 37 CFR 1.53(f) or (g),
Applicants submit this Petition to Revive.
Applicants duly responded to the Requirement mailed March 10, 2004 by filing
on March 16, 2004, a set of formal drawings, a Response to Notice to File Corrected
Papers and a copy of Notice to File Application Papers. The undersigned personally
inspected the documents as they were being mailed, and initialed and dated the postcard,
a copy of which is enclosed hereto. The return postcard was received March 22, 2004 in
our offices and was stamped on March 18, 2004 by the OIPE.

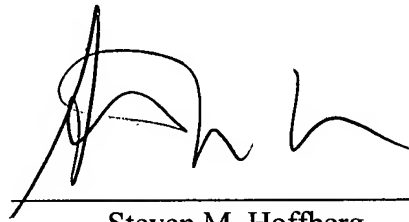
It is respectfully submitted that no fee is due hereunder, and that the application
should be reinstated.

The Patent Office is further requested to conduct an investigation to determine how these important documents could possibly have disappeared or otherwise become unavailable.

If any fee is believed due hereunder, same may be charged to Deposit Account No. 50-0427.

To the extent any fault is assigned to Applicant or its attorneys, it is respectfully submitted that any abandonment of the application was unavoidable, and relief granted under 37 CFR 1,137(a). No Terminal Disclaimer is believed due in this application.

Respectfully submitted,



Steven M. Hoffberg
Reg. No. 33,511

MILDE & HOFFBERG LLP
10 Bank Street – Suite 460
White Plains, NY 10606
(914) 949-3100

I hereby certify that this correspondence is being deposited with the United States Postal Services as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

By 

Date 12/9/04



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/730,791	12/09/2003	Kevin Zugibe	HUDSON 208

10037
 MILDE & HOFFBERG, LLP
 10 BANK STREET
 SUITE 460
 WHITE PLAINS, NY 10606



CONFIRMATION NO. 4809

ABANDONMENT/TERMINATION
LETTER

OC000000014684688

Date Mailed: 12/07/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/10/2004.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

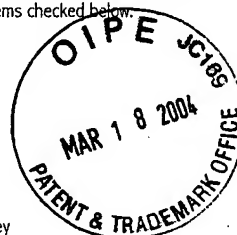


Case No. HUDSON 208
Serial/Patent No. 10/730,791
Mailing Date: 3/16/04
Due Date: 5/10/04

HUDSON 208

The Patent & Trademark Office acknowledges, and has stamped hereon the date of receipt of the items checked below.

- ☐ Abstract
- ☐ Amendment - Pages
- ☐ Application - Pages
- ☐ Assignment
- ☐ Assignment Recordation Sheet
- ☐ Check(s) for \$
- ☐ Claims - Pages
- ☐ Declaration and Power of Attorney
- ☐ Drawings - Sheets
- ☒ Formal Drawings (FIGS. 1 to 9) - Sheets 8
- ☐ Information Disclosure Statement
- ☐ Issue Fee Payment
- ☐ Letter/Response
- ☐ Letter to Official Draftsman
- ☐ Maintenance Fee Payment
- ☐ Notice of Revocation of Power of Attorney & Change of Address
- ☐ Petition for Extension of Time
- ☐ Priority Document
- ☐ PTO Form 1082
- ☐ PTO Form 1449
- ☐ References -
- ☒ Postcard



☒ Response to Notice to File Corrected Application Papers -
a copy of Notice to File Corrected Application Papers -
SM H 3/16/04

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✓ Response to Notice to File Corrected
Application Papers -

✓ copy of Notice to File Corrected
Application Papers -

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